

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

First Named

Inventor : Joseph A. Marino

Appln. No. : 10/666,081

Filed : September 18, 2003

Title : ASD CLOSURE DEVICE WITH SELF  
CENTERING ARM NETWORK

Docket No. : C516.12-0007

Group Art Unit: 3731

Examiner: Kathleen C.  
Sonn timer

**TERMINAL DISCLAIMER TO OBVIATE A DOUBLE PATENTING  
REJECTION (37 C.F.R. 1.321(c))**

Mail Stop Amendment  
Commissioner For Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**SENT VIA EXPRESS MAIL**

Express Mail No.: EV 760047358 US

**Interest of Person Making This Disclaimer**

I, David R. Fairbairn, represent that I am

☐ an inventor of this invention.

☐ an assignee of this invention.

☒ a representative authorized to sign on behalf of the assignee of this  
invention.

**Identity of Assignee**

The assignee is Cardia, Inc., 2900 Lone Oak Parkway, Eagan, Minnesota 55121.

**Extent of Interest**

The extent of my interest is in

☒ the whole of this invention.

☐ a sectional interest in this invention as follows:

07/12/2006 MAHME1 00000056 10666081

01 FC:1814	130.00 OP
02 FC:1814	130.00 OP
03 FC:1814	130.00 OP

**Disclaimer**

I hereby disclaim the term of any patent granted on the above-identified application subsequent to

[X] the full term of United States Patent Nos. 6,960,220; 6,379,368; 6,206,907; 6,656,206 and 6,960,224, as presently shortened by any terminal disclaimer,

or

[X] the term of any patent granted on application number 10/348,701, and hereby agree that any patent so granted on the above-identified application shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to

[X] United States Patent Nos. 6,960,220; 6,379,368; 6,206,907; 6,656,206 and 6,960,224,

[X] any patent granted on application number 10/348,701, this agreement to run with any patent granted on the above-identified application and to be binding upon the grantor, its successors or assigns.

I do not disclaim any terminal part of any patent granted on the above-identified application prior to the expiration date of the full statutory term of

[X] United States Patent Nos. 6,960,220; 6,379,368; 6,206,907; 6,656,206 and 6,960,224, as presently shortened by any terminal disclaimer

[X] any patent granted on application number 10/348,701

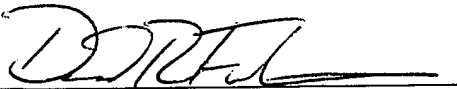
in the event that it later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. 1.321(a), has all claims canceled by a reexamination certificate, or is otherwise terminated prior to expiration of its statutory term as presently shortened by any terminal disclaimer, except for the separation of legal title stated above.

Inventor: Joseph A. Marino

Application No.: 10/666,081

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CARDIA, INC.

By:   
David R. Fairbairn, Reg. No. 26,047  
Attorney of Record

Date: 7/7/06

**Fee Status**

(37 C.F.R. 1.20(d))

☐ other than a small entity \$780.00

☒ small entity status of this application is/has been asserted.  
*See 37 C.F.R. 1.27*

\$ 390.00

Respectfully submitted,

KINNEY & LANGE, P.A.

Date: 7/7/06

By:   
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DRF/TDM:hlw